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3
PATENT

Attorney's Docket No. 180743-235-001

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: **VAN DEN BERG, et al.**
Serial No.: **10/007,275**
Filed: **10/26/2001**
For: **METHOD FOR INHIBITING CELL FUNCTIONING FOR USE IN
ANTI-INFLAMMATORY AND ANTI-TUMOR THERAPIES**

COMPLETION OF FILING REQUIREMENTS

**Commissioner of Patents and Trademarks
Washington, D.C. 20231**

(check and complete this item, if applicable)

- I. This replies to the Notice to File Missing Parts of Nonprovisional Application mailed January 10, 2002.
 A copy of the Notice to File Missing Parts of Nonprovisional Application is enclosed.

DECLARATION OR OATH

- II. No declaration or oath was filed. Enclosed is the original declaration or oath for this application.

OR

- The declaration or oath which was filed was determined to be defective. A new original oath or declaration is attached.

CERTIFICATE OF MAILING

I hereby certify that this correspondence is, on the date shown below, being:

MAILING

deposited with the United States Postal Service under 37 C.F.R. § 1.8 on the date indicated below and is addressed to the Assistant Commissioner of Patents, Attn: Box Missing Parts, Washington, D.C. 20231

Date: February 8, 2002

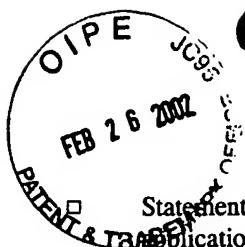
FACSIMILE

transmitted by facsimile to the U.S. Patent and Trademark Office


Signature

Merri C. Merrill
(type or print name of person certifying)

Attached is a



(complete (c) or (d), if applicable)

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- (c) Statement by a registered attorney that the application filed in the PTO is the application which the inventor executed by signing the declaration.
- (d) Statement that the "attached" specification is a copy of the specification and any amendments thereto which were filed in the PTO to obtain the filing date.

AMENDMENT CANCELING CLAIMS

- III. Cancel claims _____ inclusive.

TRANSMITTAL OF ENGLISH TRANSLATION OF NON-ENGLISH LANGUAGE PAPERS

- IV. Submitted herewith is a verified English translation of the non-English language application papers as originally filed. It is requested that this translation be used as the copy for examination purposes in the PTO.

SMALL ENTITY STATUS

- V. A verified statement that this filing is by a small entity

(check and complete applicable items)

- is attached
 A separate refund request accompanies this paper.
 was filed on _____ (original)



COMPLETION FEES

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VI.
WARNING:

Failure to submit the surcharge fees where required will cause the application to become abandoned. 37 CFR 1.53(d).

1. Filing fee
 - original patent application (37 CFR 1.16(a)—\$730.00;
small entity—\$365.00) \$____
 - design application (37 CFR 1.16(f)—\$300.00;
small entity—\$150.00) \$____
2. Fees for claims
 - each independent claim in excess of 3 (37 CFR 1.16(b)—
\$76.00; small entity—\$38.00) \$____
 - each claim in excess of 20 (37 CFR 1.16(c)—\$22.00;
small entity—\$11.00) \$____
 - multiple independent claim(s) (37 CFR 1.16(d)—\$240.00;
small entity—\$120.00) \$____
3. Surcharge fees
 - late payment of filing fee
and/or
 - late filing of original declaration or oath
37 CFR 1.16(e)—\$130.00; small entity—\$65.00) \$65.00
4. Petition and fee for filing by other than all
the inventors
or a person not the inventor
(37 CFR 1.17(h) and 1.47—\$130.00) \$____
5. Fee for processing an application filed with a
specification in a non-English language
(37 CFR 1.17(k) and 1.52(d)—\$130.00) \$____
6. Fee for processing and retention of application
(37 CFR 1.21(l) and 1.53(d)—\$300.00) \$____
7. Assignment (See "ASSIGNMENT COVER SHEET".)

Total completion fees \$65.00

VII.



EXTENSION OF TIME

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(complete (a) or (b as applicable)

The proceedings herein are for a patent application and the provisions of 37 CFR 1.136(a) apply.

- (a) Applicant petitions for an extension of time, the fees for which are set out in 37 CFR 1.17(a)-
(d) for the total number of months checked below:

Extension (months)	Fee for other than <u>small entity</u>	Fee for <u>small entity</u>
<input type="checkbox"/> one month	\$ 110.00	\$ 55.00
<input type="checkbox"/> two months	\$ 400.00	\$ 200.00
<input type="checkbox"/> three months	\$ 950.00	\$ 475.00
<input type="checkbox"/> four months	\$1,510.00	\$ 755.00

Fee \$

If an additional extension of time is required please consider this a petition therefor.

(check and complete the next item, if applicable)

- An extension for _____ months has already been secured and the fee paid therefor of
\$ _____ is deducted from the total fee due for the total months of extension now requested.

Extension fee due with this request \$ _____

or

- (b) Applicant believes that no extension of time is required. However, this conditional petition is
being made to provide for the possibility that applicant has inadvertently overlooked the need
for a petition and fee for extension of time.

TOTAL FEE DUE

VIII.

The total fee due is

Completion fee(s) \$65.00
Extension fee (if any) \$ 0

TOTAL FEE DUE \$65.00

PAYMENT OF FEES

IX.

- Enclosed is a check(s) in the amount of \$65.00
 Charge Account No. _____ in the amount of \$ _____
A duplicate of this request is attached.

AUTHORIZATION TO CHARGE ADDITIONAL FEES

X.

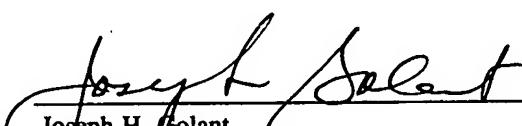
WARNING: *Accurately count claims, especially multiple dependant claims, to avoid unexpected high charges if extra claims are authorized.*

- The Commissioner is hereby authorized to charge the following additional fees which may be required by this paper and during the pendency of this application to Account No. 10-1202-
- 37 CFR 1.16(a), (f) or (g) (filing fees)
 - 37 CFR 1.16(b), (c) and (d) (presentation of extra claims)
 - 37 CFR 1.16(e) (surcharge for filing the basic filing fee and/or declaration on a date later than the filing date of the application)
 - 37 CFR 1.17 (application processing fees)

WARNING: While 37 CFR 1.17(a), (b), (c) and (d) deal with extensions of time under § 1.136(a) this authorization should be made only with the knowledge that: "Submission of the appropriate extension fee under 37 CFR 1.1367(a) is to no avail unless a request or petition for extension is filed." (Emphasis added). Notice of November 5, 1985 (1060 O.G. 27).

- 37 CFR 1.18 (issue fee at or before mailing Notice of Allowance, pursuant to 37 CFR 1.311(b))

Respectfully submitted,


Joseph H. Bolant
Reg. No. 24,210

Attorney for Applicant

Date: February 8, 2002

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File: 080743-235001



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Page 1 of 1 #3

UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
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APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/007,275	10/26/2001	Van Den Berg	080743.Q.DM11

CONFIRMATION NO. 5284
FORMALITIES LETTER

Ronald A. Sandler
Jones, Day, Reavis & Pogue
77 West Wacker Drive
Chicago, IL 60540



OC00000007293211

Date Mailed: 01/10/2002

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.
- **The balance due by applicant is \$ 65.**

A copy of this notice MUST be returned with the reply.

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

03/04/2002 MBERHE 00000104 10007275

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65.00 DP